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7 *Attorney for Defendant MELISSA CUE*

8 UNITED STATES DISTRICT COURT  
9 DISTRICT OF NEVADA

10 UNITED STATES OF AMERICA,

11 Plaintiff,

12 vs.

13 MELISSA CUE,

14 Defendant.

2:10-CR-0547-RLH (GWF)

2:12-CR-0023-RLH (CWH)

**STIPULATION TO CONTINUE  
SENTENCING DATE**

(DEFENDANT'S FIRST REQUEST)

15 IT IS HEREBY STIPULATED AND AGREED by and between, DANIEL G. BOGDEN,  
16 United States Attorney, District of Nevada, and PATRICK WALSH, Assistant United States  
17 Attorney, representing the United States of America, Plaintiff, and KALANI HOO, representing  
18 MELISSA CUE, that the Sentencing Hearing presently set for July 16, 2012, be continued to a date  
19 after November 7<sup>th</sup>, 2012, to a date and time to be set by the Court.

20 This is the defendant's first request to continue the sentencing date.

21 This Stipulation is entered into for the following reasons:

- 22 1. That pursuant to CUE'S plea agreement, she has agreed to provide truthful testimony and  
23 information to law enforcement;  
24  
25 2. That an opportunity has arisen to fulfill her role in the plea agreement by testifying in a  
26 related matter;  
27  
28

1 3. Denial of this request for continuance would deny the parties herein time and the  
2 opportunity to effectively and thoroughly prepare the case for sentencing, taking into account  
3 the exercise of due diligence.

4 4. Additionally, denial of this request for continuance could result in a miscarriage of justice.

5 5. For all of the above-stated reasons, the ends of justice would best be served by a  
6 continuance of the sentencing.  
7

8 6. The Defendant is in custody, and consents to a continuance of to a date after November 7,  
9 2012.  
10

11 DATED this 5<sup>th</sup> day of July, 2012.

12 DANIEL G. BODGEN  
13 United States Attorney

14  
15 /s/ Patrick Walsh  
16 PATRICK WALSH  
Assistant U.S. Attorney

/s/Kalani K. Hoo  
KALANI K. HOO, ESQ.  
Counsel for Defendant

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8 UNITED STATES DISTRICT COURT  
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10 UNITED STATES OF AMERICA,

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15 **FINDINGS OF FACT, CONCLUSIONS OF LAW, AND ORDER**

16 Based upon the pending Stipulation of the parties, and good cause appearing therefore, the  
17 Court finds that:

18 1. That pursuant to CUE'S plea agreement, she has agreed to provide truthful testimony and  
19 information to law enforcement, and an opportunity to testify has arisen;

20 2. Denial of this request for continuance would deny the parties herein time and the  
21 opportunity to effectively and thoroughly prepare the case for sentencing, taking into account  
22 the exercise of due diligence.

23 3. Denial of this request for continuance could results in a miscarriage of justice.

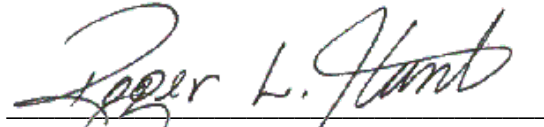
24 4. For all of the above-stated reasons, the ends of justice would best be served by a  
25 continuance of the sentencing.

26 4. That this is the Parties' first request for a continuance of the sentencing.

**ORDER**

IT IS HEREBY ORDERED that the Sentencing Hearing in the above-captioned matter currently set for July 16, 2012, at 11:30 a.m., be continued to November 12, 2012 at 9:30 a.m., Courtroom 6C.

DATED this 10th day of July, 2012.

  
UNITED STATES DISTRICT JUDGE